

MINUTES

MONTANA SENATE 62nd LEGISLATURE - REGULAR SESSION

COMMITTEE ON HIGHWAYS AND TRANSPORTATION

Call to Order: Chairman Llew Jones, on January 25, 2011 at 3:00 PM, in Room 303
Capitol

ROLL CALL

Members Present:

Sen. Llew Jones, Chairman (R)
Sen. Jon Sonju, Vice Chairman (R)
Sen. Ron Arthun (R)
Sen. Anders Blewett (D)
Sen. Edward Buttrey (R)
Sen. Mary Caferro (D)
Sen. Jim Keane (D)
Sen. Carmine Mowbray (R)
Sen. Bruce Tutvedt (R)
Sen. Gene Vuckovich (D)
Sen. David E. Wanzonried (D)

Members Excused: Sen. Ryan Zinke (R)

Members Absent: None

Staff Present:

Kirk Lundby, Committee Secretary
Rachel Weiss, Legislative Branch

Audio Committees: These minutes are in outline form only. They provide a list of participants and a record of official action taken by the committee. The link to the audio recording of the meeting is available on the Legislative Branch website.

Committee Business Summary:

Hearing & Date Posted: SB 111, 1/7/2011
Executive Action: SB 81 Tabled, SB 139 Tabled, SB 140 Do pass as amended

EXECUTIVE ACTION ON SB 81

00:01:23 **Motion:** Sen. Buttrey moved that **SB 81 DO PASS**.

00:01:37 **Motion:** Sen. Buttrey moved that **SB 81 BE AMENDED**.
EXHIBIT(his19a01)

Discussion:

00:02:18 Sen. Buttrey

00:03:03 Sen. Wanzenried

00:03:13 Sen. Buttrey

00:03:25 Brenda Nordlund, Administrator, Motor Vehicle Division, Department of Justice (DOJ)

00:04:11 **Vote:** Motion carried unanimously by voice vote. Sen. Vuckovich and Sen. Zinke voted by proxy.

00:04:23 **Motion:** Sen. Buttrey moved that **SB 81 DO PASS AS AMENDED**.

00:04:39 **Substitute Motion/Vote:** Sen. Keane made a substitute motion that **SB 81 BE TABLED**. Substitute Motion carried 8-4 by roll call vote with Sen. Blewett, Sen. Caferro, Sen. Vuckovich and Sen. Wanzenried voting no. Sen. Vuckovich and Sen. Zinke voted by proxy.

EXECUTIVE ACTION ON SB 139

00:06:56 **Motion:** Sen. Tutvedt moved that **SB 139 DO PASS**.

00:07:17 **Substitute Motion/Vote:** Sen. Keane made a substitute motion that **SB 139 BE TABLED**. Substitute Motion carried 8-4 by roll call vote with Sen. Blewett, Sen. Caferro, Sen. Vuckovich and Sen. Wanzenried voting no. Sen. Vuckovich and Sen. Zinke voted by proxy.

EXECUTIVE ACTION ON SB 140

00:08:41 **Motion:** Sen. Sonju moved that **SB 140 DO PASS**.

00:09:18 **Motion:** Sen. Sonju moved that **SB 140 BE AMENDED**.
EXHIBIT(his19a02)

Discussion:

00:09:35 Rachel Weiss, Legislative Services Division (LSD)

00:10:01 Sen. Vuckovich entered the committee room

00:10:19 Sen. Sonju

00:11:10 **Vote:** Motion carried unanimously by voice vote. Sen. Zinke voted by proxy.

00:11:41 **Motion/Vote:** Sen. Sonju moved that **SB 140 DO PASS AS AMENDED**. Motion carried unanimously by voice vote. Sen. Zinke voted by proxy.

00:12:30 recess
00:19:59 reconvene

HEARING ON SB 111

Opening Statement by Sponsor:

00:21:51 Sen. Jon Sonju (R), SD 4, opened the hearing on SB 111, Limit noneconomic damages in motor vehicle accidents.

Proponents' Testimony:

EXHIBIT(his19a03)

Written testimony of the National Association of Mutual Insurance Companies (NAMIC) presented to the committee
00:25:00 Lyle Mitchell, State President, National Association of Insurance and Financial Advisers (NAIFA)
00:27:34 Greg Van Horssen, representing the State Farm Insurance Company (SFIC)
00:29:29 Jon Metropolous, Farmers Insurance Group (FIG)
00:30:34 Rebecca Sturdevant, representing Mothers Against Drunk Driving (MADD)
00:32:01 Barry Stang, representing the Motor Carriers of Montana (MCM)
00:32:31 Jacqueline Lenmark, representing American Insurance Association (AIA)
00:34:58 Daren Engellant, Glacier Insurance Strategies
00:36:08 Bruce Spencer, representing the Allstate Insurance Company and the Property Casualty Insurers Association of America (PCIAA)
00:36:37 Bob Herron
00:37:36 Ray Kojetinm, (NAIFA)

Opponents' Testimony:

00:39:02 Al Smith, representing the Montana Trial Lawyers Association (MTLA)

EXHIBIT(his19a04)

Informational Testimony:

None

Questions from Committee Members and Responses:

00:56:23 Sen. Tutvedt
00:56:27 Greg Van Horssen, (SFIC)
00:57:20 Sen. Blewett
00:58:05 Greg Van Horssen
00:58:38 Sen. Blewett
00:59:18 Greg Van Horssen
00:59:33 Sen. Blewett
01:00:54 Lyle Mitchell, (NAIFA)
01:01:53 Sen. Blewett
01:02:24 Lyle Mitchell
01:02:48 Sen. Caferro

SENATE COMMITTEE ON HIGHWAYS AND TRANSPORTATION

January 25, 2011

PAGE 4 of 5

| | |
|----------|---------------------------|
| 01:03:35 | Al Smith, (MTLA) |
| 01:04:32 | Sen. Caferro |
| 01:05:08 | Al Smith |
| 01:06:27 | Sen. Caferro |
| 01:07:19 | Jacqueline Lenmark, (AIA) |
| 01:10:02 | Sen. Caferro |
| 01:10:37 | Jacqueline Lenmark |
| 01:11:41 | Sen. Arthun |
| 01:12:26 | Al Smith |
| 01:13:14 | Sen. Keane |
| 01:13:47 | Al Smith |
| 01:14:05 | Sen. Vuckovich |
| 01:14:51 | Al Smith |
| 01:16:04 | Sen. Blewett |
| 01:16:36 | Jacqueline Lenmark |
| 01:19:38 | Sen. Blewett |
| 01:20:10 | Jacqueline Lenmark |
| 01:23:10 | Sen. Tutvedt |
| 01:23:30 | Jacqueline Lenmark |
| 01:26:21 | Sen. Tutvedt |
| 01:26:34 | Jacqueline Lenmark |
| 01:27:45 | Chairman Jones |
| 01:28:29 | Jon Metropolous, (FIG) |

Closing by Sponsor:

| | |
|----------|------------|
| 01:30:06 | Sen. Sonju |
|----------|------------|

ADJOURNMENT

Adjournment:
01:34:12

Kirk Lundby, Secretary

kl

Additional Documents:

EXHIBIT([his19aad.pdf](#))